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Conference of the Parties to the United Nations Convention against Transnational Organized Crime

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Working Group of Government Experts on Technical Assistance
Vienna, 6-7 October 2014

Annotated provisional agenda

Provisional agenda

1. Organizational matters:
   (a) Opening of the meeting;
   (b) Adoption of the agenda and organization of work.
2. Criminalization of participation in an organized criminal group.
3. Liability of legal persons.
4. Information-gathering under article 32, paragraph 5, of the United Nations Convention against Transnational Organized Crime.
5. Other matters.
6. Adoption of the report.

Annotations

1. Organizational matters

(a) Opening of the meeting

The eighth meeting of the Working Group of Government Experts on Technical Assistance will be opened on Monday, 6 October 2014, at 3 p.m.

(b) Adoption of the agenda and organization of work

At its meeting on 4 April 2014, the extended Bureau of the Conference of the Parties to the United Nations Convention against Transnational Organized Crime agreed on the provisional agenda for the eighth meeting of the Working Group of Government Experts on Technical Assistance. The provisional agenda was prepared

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Please recycle

on the basis of the recommendations made by the Working Group at its seventh meeting, held in Vienna from 28 to 30 October 2013.

2. Criminalization of participation in an organized criminal group

In the report on its seventh meeting (CTOC/COP/WG.2/2013/5), the Working Group recommended that the United Nations Office on Drugs and Crime (UNODC) should expand the knowledge base on legislative and administrative measures to combat transnational organized crime, including by preparing, subject to the availability of extrabudgetary resources, issue papers on provisions of the United Nations Convention against Transnational Organized Crime.

Recent information-gathering efforts as part of the development of the knowledge management portal known as Sharing Electronic Resources and Laws against Organized Crime (SHERLOC) have revealed that many States parties have faced difficulties in implementing article 5 (Criminalization of participation in an organized criminal group) of the Organized Crime Convention.

For its consideration of this item, the Working Group will have before it a background paper on criminalization of participation in an organized criminal group.

The Secretariat will present to the Working Group an overview of legislation on article 5 included in the SHERLOC knowledge management portal.

Documentation

Background paper by the Secretariat on criminalization of participation in an organized criminal group (CTOC/COP/WG.2/2014/2)

3. Liability of legal persons

In the report on its seventh meeting (CTOC/COP/WG.2/2013/5), the Working Group recommended that UNODC should, subject to the availability of extrabudgetary resources, assist States by preparing an issue paper on the criminal, civil or administrative liability of legal persons. Recent information-gathering efforts have shown that, in general, two models of liability of legal persons have emerged. For its consideration of this item, the Working Group will have before it a background paper on liability of legal persons (article 10 of the Organized Crime Convention).

The Secretariat will present to the Working Group an overview of legislation on article 10 included in the SHERLOC knowledge management portal.

Documentation

Background paper by the Secretariat on liability of legal persons (CTOC/COP/WG.2/2014/3)

4. Information-gathering under article 32, paragraph 5, of the United Nations Convention against Transnational Organized Crime

In accordance with article 32, paragraph 5, of the Organized Crime Convention, each State Party should provide the Conference of the Parties with information on its programmes, plans and practices, as well as legislative and administrative

measures to implement the Convention, as required by the Conference of the Parties.

At its meeting held on 11 February 2014, the extended Bureau of the Conference of the Parties to the Convention requested that the Secretariat prepare a background paper on the issue of reporting obligations to be considered during the seventh session of the Conference. At its meeting held on 4 April 2014, the extended Bureau of the Conference agreed that the issue would be discussed in the framework of the Working Group of Government Experts in Technical Assistance, taking into consideration that technical assistance needs are best identified through information provided from States parties.

For its consideration of this item, the Working Group will have before it a conference room paper on information-gathering under article 32, paragraph 5, of the Convention and conference room papers containing needs assessment tools relating to various provisions of the Convention.

The Secretariat will present to the Working Group options on information-gathering and knowledge management.

Documentation

Conference room paper on information-gathering under article 32, paragraph 5, of the United Nations Convention against Transnational Organized Crime (CTOC/COP/WG.2/2014/CRP.1)

Needs assessment tool on liability of legal persons and jurisdiction (CTOC/COP/WG.2/2014/CRP.2)

Needs assessment tool on law enforcement, prosecution, adjudication and sanctions (CTOC/COP/WG.2/2014/CRP.3)

Needs assessment tool on international law enforcement and judicial cooperation (CTOC/COP/WG.2/2014/CRP.4)

Needs assessment tool on training and research on and the prevention of organized crime (CTOC/COP/WG.2/2014/CRP.5)

5. Other matters

As no issues to be raised under item 5 have come to the attention of the Secretariat, no documentation regarding this item is currently foreseen.

6. Adoption of the report

The Working Group will adopt a report on its meeting, the draft of which will be prepared by the Secretariat.

Annex

Proposed organization of work

Date and time	*Agenda item*	*Title or description*
Monday, 6 October		
3-6 p.m.	1 (a)	Opening of the meeting
	1 (b)	Adoption of the agenda and organization of work
	2	Criminalization of participation in an organized criminal group
	3	Liability of legal persons
Tuesday, 7 October		
10 a.m.-1 p.m.	3	Liability of legal persons (*continued*)
3-6 p.m.	4	Information-gathering under article 32, paragraph 5, of the Organized Crime Convention
	5	Other matters
	6	Adoption of the report